

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TEVA PHARMACEUTICALS USA, INC.,)
TEVA PHARMACEUTICAL INDUSTRIES LTD.,)
and NOVOPHARM, LTD.,)

Counterclaim Plaintiffs,)

v.)

ABBOTT LABORATORIES,)
FOURNIER INDUSTRIE ET SANTÉ, and)
LABORATOIRES FOURNIER S.A.,)

Counterclaim Defendants.)

C.A. No. 02-1512 (***)

CONSOLIDATED

IMPAX LABORATORIES, INC.,)

Counterclaim Plaintiffs,)

v.)

ABBOTT LABORATORIES,)
FOURNIER INDUSTRIE ET SANTÉ, and)
LABORATOIRES FOURNIER S.A.,)

Counterclaim
Defendants.)

C.A. No. 03-120 (***)

CONSOLIDATED

IN RE TRICOR DIRECT PURCHASER
ANTITRUST LITIGATION)

C.A. No. 05-340 (***)

THIS DOCUMENT RELATES TO:
ALL ACTIONS)

CONSOLIDATED

IN RE TRICOR INDIRECT PURCHASER
ANTITRUST LITIGATION)

C.A. No. 05-360 (***)

THIS DOCUMENT RELATES TO:
ALL ACTIONS)

CONSOLIDATED

**STIPULATION AND PROPOSED ORDER CONCERNING
EXPERT DEPOSITIONS**

Pursuant to Rule 29(2) of the Federal Rules of Civil Procedure, and in order to facilitate the orderly progress of discovery in this matter, IT IS HEREBY STIPULATED by the Plaintiffs and the Defendants, subject to the approval of the Court, that the following procedures shall apply to the conduct of depositions of expert witnesses in this matter:

1. Any party (including that party's counsel) that has retained a testifying expert witness in this matter may consult with that witness concerning, inter alia, the subject matter of this litigation after the witness has been sworn for deposition and during the course of the witness's deposition.

2. No party nor expert witness shall be required to answer questions concerning, the existence or content of any communications between counsel and an expert witness covered by Paragraph 1, above, except where the expert is explicitly relying upon such communications in support of that expert's opinions in this case.

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SO ORDERED this _____ day of _____, 2007.

UNITED STATES MAGISTRATE JUDGE